

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI

UNITED STATES OF AMERICA

Plaintiff,

-vs-

Criminal Action No.
22-00122-CR-W-SRB

MARIO T. STEWART,

Defendant.

**MEMORANDUM OF MATTERS DISCUSSED AND
ACTION TAKEN AT PRETRIAL CONFERENCE**

The following matters were discussed and action taken during the pretrial conference:

PENDING CHARGE: Felon in Possession of a firearm *in violation of* 18 U.S.C. §§ 922(g)(1) and 924(a)(2)

TRIAL COUNSEL:

Government: Robert Smith

Case Agent: FBI Task Force Officer James Rader

Defense: William J. Raymond

OUTSTANDING MOTIONS: None

ANTICIPATED MOTIONS: None

TRIAL WITNESSES:

Government: 4 with stipulations; 5 without stipulations

Defense: 2-3 witnesses, including Defendant who ☐ will
☒ may
☐ will not testify

TRIAL EXHIBITS:

Government: 20 - 25 exhibits

Defense: no additional exhibits

DEFENSES:

☒ defense of general denial

☐ defenses of general denial and _____

POSSIBLE DISPOSITION:

☐ Definitely for trial

☐ Possibly for trial

☐ Motion to continue to be filed

☒ Likely a plea will be worked out

TRIAL TIME: 2 days

Government's case including jury selection: 1.5 days

Defense case: .5 days

STIPULATIONS:

- ☐ not likely
- ☐ not appropriate
- ☐ likely as to:
 - ☐ chain of custody
 - ☐ chemist's reports
 - ☒ prior felony conviction – Defendant takes no position at this time
 - ☒ interstate nexus of firearm – Potentially
 - ☐ other: _____

UNUSUAL QUESTIONS OF LAW: None

FILING DEADLINES:

Witness and Exhibit Lists:

Government: November 20, 2023

Defense: November 20, 2023

Counsel are requested to list witnesses in alphabetical order on their witness list.

Exhibit Index, Voir Dire, Jury Instructions: November 20, 2023

Jury instructions must comply with Local Rule 51.1

Motions in Limine: November 20, 2023

TRIAL SETTING: Criminal jury trial docket commencing 12/4/2023

Please note:

Counsel for the Government has another case on the December Docket: United States v. Wilmer Antony Mendoza Perez, et. al., 23-cr-00033-SRB.

Defense Counsel has a conflicting CLE during the first week of the December Docket, on 12/6-12/8.

OTHER:

- () A _____-speaking interpreter is required.
() Other assistive devices: _____

IT IS SO ORDERED.

/s/ Jill A. Morris
JILL A. MORRIS
United States Magistrate Judge